

JOSEPH E. ADAMS

Index No. 08- CIV. 4214

Plaintiff(s)

AFFIDAVIT OF SERVICE

-against-

PETER DeFOREST, Individually, MICHAEL BILLENS,  
Individually, LISETTE HITSMAN and the TOWN OF  
UNION VALE, New York Defendants

STATE OF NEW YORK, COUNTY OF DUTCHESS: ss:

THOMAS J. HARDING, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS  
ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on MAY 13, 2008 at 10:33 AM., at 249 DUNCAN ROAD, LAGRANGEVILLE, NY 12540

Deponent served the within SUMMONS IN A CIVIL ACTION, COMPLAINT, INSTRUCTIONS, PROCEDURES & GUIDELINES FOR  
ELECTRONIC CASE FILING on PETER DeFOREST defendant therein named,

The index number and filing date of the action were endorsed upon the face of the papers so served therein.

- ☒ Individual By delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as said defendant therein
- ☐ Corporation By delivering thereat a true copy of each to  
Personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew  
said individual to be thereof, and said individual to be authorized to accept service on behalf of  
recipient.
- ☐ Suitable Age Person By delivering thereat a true copy of each to a person of suitable age  
and discretion. Said premises is defendant's ( ) actual place of business ( ) dwelling place ( ) usual place of abode, within the  
state.
- ☐ Affixing to Door By affixing a true copy of each to the door of said premises, which is defendant's ( ) actual place of business ( ) dwelling place  
( ) usual place of abode, within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age  
and discretion thereat, having called there: DATE: DATE: DATE: DATE:  
TIME: TIME: TIME: TIME:
- ☐ Mailing Mailed On:  
Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to  
defendant at defendant's last known residence, at and deposited  
said envelope in an official depository under the exclusive care and custody of the U.S. Postal service within New York State.  
The envelope bore the legend "Personal and Confidential" and did not indicate on the outside, thereof by return address or  
Otherwise that the communication was from an attorney or concerned an action against the defendant.
- ☒ Description SEX: MALE COLOR OF SKIN: WHITE COLOR OF HAIR: GRAY AGE: 74  
HEIGHT: OVER 6' WEIGHT: OVER 200 LBS.  
Other identifying features: GLASSES
- ☒ Military Service I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in  
any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The  
Source of my information and the grounds of my belief are the conversations and observations above narrated.  
Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that  
term is defined in either the State or in the Federal statutes.

At the time of said service, deponent paid (tendered) in advance \$

Sworn to before me on this 13th day of May, 2008

Thomas J. Harding  
Print name beneath signature  
THOMAS J. HARDING

TANYA COOK  
Notary Public, State of New York  
Reg No. 01CO5073415  
Qualified in Dutchess County  
Commission Expires February 24, 2011

JOSEPH E. ADAMS

Index No. 08- CIV. 4214

Plaintiff(s)

AFFIDAVIT OF SERVICE

-against-

PETER DeFOREST, Individually, MICHAEL BILLENS,  
Individually, LISETTE HITSMAN and the TOWN OF  
UNION VALE, New York  
Defendants

STATE OF NEW YORK, COUNTY OF DUTCHESS: ss:  
THOMAS J. HARDING, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS  
ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on MAY 13, 2008 at 10:47 AM., at 850 CLOVE ROAD, LAGRANGEVILLE, NY 12540

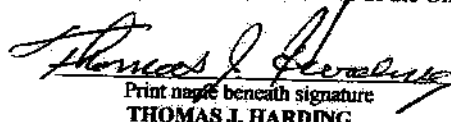
Deponent served the within SUMMONS IN A CIVIL ACTION, COMPLAINT, INSTRUCTIONS, PROCEDURES & GUIDELINES FOR  
ELECTRONIC CASE FILING on MICHAEL BILLENS defendant therein named,


The index number and filing date of the action were endorsed upon the face of the papers so served therein.

- ☐ Individual By delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as said defendant therein
- ☐ Corporation By delivering thereat a true copy of each to  
Personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be thereof, and said individual to be authorized to accept service on behalf of recipient.
- ☒ Suitable Age Person By delivering thereat a true copy of each to RICH WISSEMAN (HIGHWAY SUPERINTENDENT) a person of suitable age and discretion. Said premises is defendant's (X) actual place of business ( ) dwelling place ( ) usual place of abode, within the state.
- ☐ Affixing to Door By affixing a true copy of each to the door of said premises, which is defendant's ( ) actual place of business ( ) dwelling place ( ) usual place of abode, within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there: DATE: DATE: DATE: DATE:  
TIME: TIME: TIME: TIME:
- ☒ Mailing Mailed On: MAY 14, 2008  
Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's place of business, at 850 CLOVE RD. LAGRANGEVILLE, NY 12540 and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside, thereof by return address or Otherwise that the communication was from an attorney or concerned an action against the defendant
- ☒ Description SEX: MALE COLOR OF SKIN: WHITE COLOR OF HAIR: BROWN AGE: 28  
HEIGHT: 5'11" WEIGHT: 205 LBS.  
Other identifying features:
- ☒ Military Service I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The Source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

At the time of said service, deponent paid (tendered) in advance \$

Sworn to before me on this 15th day of May, 2008

  
Print name beneath signature  
THOMAS J. HARDING

  
TANYA COOK  
Notary Public, State of New York  
Reg No. 01CO5073415  
Qualified in Dutchess County  
Commission Expires February 24, 2011

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOSEPH E. ADAMS

x

Index No. 08- CIV. 4214

Plaintiff(s)

AFFIDAVIT OF SERVICE

-against-

PETER DeFOREST, Individually, MICHAEL BILLENS,  
Individually, LISETTE HITSMAN and the TOWN OF  
UNION VALE, New York Defendants

x

STATE OF NEW YORK, COUNTY OF DUTCHESS: ss:  
THOMAS J. HARDING, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS  
ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

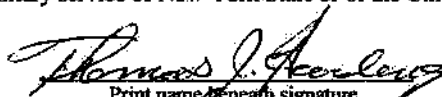
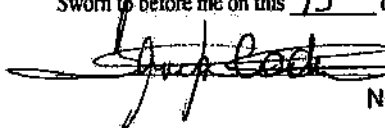
That on MAY 13, 2008 at 10:15 AM., at 249 DUNCAN ROAD, LAGRANGEVILLE, NY 12540

Deponent served the within SUMMONS IN A CIVIL ACTION, COMPLAINT, INSTRUCTIONS PROCEDURES & GUIDELINES FOR  
ELECTRONIC CASE FILING on LISETTE HITSMAN defendant therein named,

The index number and filing date of the action were endorsed upon the face of the papers so served therein.

☒ Individual By delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as  
said defendant therein☐ Corporation By delivering thereat a true copy of each to  
Personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew  
said individual to be thereof, and said individual to be authorized to accept service on behalf of  
recipient☐ Suitable Age Person By delivering thereat a true copy of each to a person of suitable age  
and discretion. Said premises is defendant's ( ) actual place of business ( ) dwelling place ( ) usual place of abode, within the  
state.☐ Affixing to Door By affixing a true copy of each to the door of said premises, which is defendant's ( ) actual place of business ( ) dwelling place  
( ) usual place of abode, within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age  
and discretion thereat, having called there: DATE: DATE: DATE: DATE:  
TIME: TIME: TIME: TIME:☐ Mailing Mailed On:  
Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to  
defendant at defendant's last known residence, at and deposited  
said envelope in an official depository under the exclusive care and custody of the U.S. Postal service within New York State.  
The envelope bore the legend "Personal and Confidential" and did not indicate on the outside, thereof by return address or  
Otherwise that the communication was from an attorney or concerned an action against the defendant☒ Description SEX: FEMALE COLOR OF SKIN: WHITE COLOR OF HAIR: GRAY AGE: OVER 65  
HEIGHT: 5'4-5'6" WEIGHT: 120-140 LBS.  
Other identifying features: GLASSES☒ Military Service I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in  
any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The  
Source of my information and the grounds of my belief are the conversations and observations above narrated.  
Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that  
term is defined in either the State or in the Federal statutes.

At the time of said service, deponent paid (tendered) in advance \$

Sworn to before me on this 15<sup>th</sup> day of May, 2008  
Print name beneath signature  
THOMAS J. HARDING  
TANYA COOK  
Notary Public, State of New York  
Reg No. 01CO5073415  
Qualified In Dutchess County

JOSEPH E. ADAMS

Index No. 08-CIV. 4214

Plaintiff(s)

AFFIDAVIT OF SERVICE

-against-

PETER DeFOREST, Individually, MICHAEL BILLENS,  
Individually, LISETTE HITSMAN and the TOWN OF  
UNION VALE, New York  
Defendants

STATE OF NEW YORK, COUNTY OF DUTCHESS: ss:  
THOMAS J. HARDING, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS  
ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on MAY 13, 2008 at 10:16 AM., at 249 DUNCAN ROAD, LAGRANGEVILLE, NY 12540  
Deponent served the within SUMMONS IN A CIVIL ACTION, COMPLAINT, INSTRUCTIONS, PROCEDURES & GUIDELINES FOR  
ELECTRONIC CASE FILING on TOWN OF UNION VALE defendant therein named,  
The index number and filing date of the action were endorsed upon the face of the papers so served therein.

- ☐ Individual By delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as said defendant therein
- ☒ Corporation By delivering thereat a true copy of each to MARY LOU DEFOREST  
Personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant and knew said individual to be TOWN CLERK thereof, and said individual to be authorized to accept service on behalf of recipient.
- ☐ Suitable Age Person By delivering thereat a true copy of each to a person of suitable age  
and discretion. Said premises is defendant's ( ) actual place of business ( ) dwelling place ( ) usual place of abode, within the state.
- ☐ Affixing to Door By affixing a true copy of each to the door of said premises, which is defendant's ( ) actual place of business ( ) dwelling place ( ) usual place of abode, within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there: DATE: DATE: DATE: DATE:  
TIME: TIME: TIME: TIME:
- ☐ Mailing Mailed On:  
Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known residence, at and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside, thereof by return address or Otherwise that the communication was from an attorney or concerned an action against the defendant
- ☒ Description SEX: FEMALE COLOR OF SKIN: WHITE COLOR OF HAIR: BROWN AGE: OVER 65  
HEIGHT: 5'0-5'2" WEIGHT: OVER 200 LBS.  
Other identifying features: GLASSES
- ☐ Military Service I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The Source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

At the time of said service, deponent paid (tendered) in advance \$

Sworn to before me on this 15th day of May, 2008

Thomas J. Harding  
Print name beneath signature  
THOMAS J. HARDING

TANYA COOK  
Notary Public, State of New York  
Reg No. 01C05073415  
Qualified in Dutchess County  
Commission Expires February 24, 2011